

## Message Text

LIMITED OFFICIAL USE

PAGE 01 GUATEM 03498 072252Z

60

ACTION L-03

INFO OCT-01 ARA-06 ISO-00 EB-07 COME-00 JUSE-00 CIAE-00

DODE-00 PM-04 H-02 INR-07 NSAE-00 NSC-05 PA-01 PRS-01

SP-02 SS-15 USIA-06 IO-13 /073 W

----- 012573

P 072200Z MAY 76

FM AMEMBASSY GUATEMALA

TO SECSTATE WASHDC PRIORITY 1570

LIMITED OFFICIAL USE GUATEMALA 3498

PASS L/PM

EO 11652: N/A

TAGS: PGOV PFOR GT

SUBJECT: FOREIGN LAWS ON QUESTIONABLE PAYMENTS

REF: A. STATE 094647, B. 75 GUATEMALA 6092

FOLLOWING ARE ANSWERS TO LETTERED QUESTIONS IN REF. A.

A. AS REPORTED REF. B. GUATEMALAN PENAL CODE CONTAINS PROHIBITION OF BRIBER, ATTEMPTED BRIBERY AND INFLUENCE PEDDLING. COPIES OF RELEVANT LAWS POUCHED TO L/PM LAT NOVEMBER.

B. GUATEMALA DOES NOT HAVE ANY SPECIFIC LAW REQUIRING DISCLOSURE OF PAYMENTS MADE TO GOVERNMENT OFFICIALS. DECREE 203 (1955) HOWEVER DOES REQUIRE GOVERNMENT EMPLOYEES TO DECLARE TOTAL OF THEIR PROPERTY AND DEBTS AND EVERY JANUARY TO RECORD ACQUISITION DURING PREVIOUS YEAR OF REAL PROPERTY AND CHATTELS AND CONTRACT OF ANY DEBT OVER \$1,000. COPY OF DECREE BEING POUCHED TO L/PM. GOVERNMENT OFFICIALS, LIKE OTHER CITIZENS EARNING ABOVE A CERTAIN AMOUNT, HAVE TO SUBMIT TAX RETURNS, THEREON ALL INCOME RECEIVED IS SUPPOSED TO BE DECLARED. EVASION OF BOTH PROPERTY DECLARATION AND TAX RETURN OBLIGATIONS FAIRLY WIDESPREAD HERE.

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C. DECREE 11-71 OF FEBRUARY 1971 - LAW OF PURCHASES  
AND CONTRACTING OF GOODS, SUPPLIES, WORKS AND SERVICES  
(BY GOVERNMENT) - HAS A SECTION (ARTICLE IV) WHICH  
LISTS PERSONS WHO MAY NOT SERVE AS AGENTS OR REPRESENTA-  
TIVES IN TRANSACTIONS WITH GOVERNMENT. IT INCLUDES  
USUAL CATEGORIES - THOSE CONVICTED OF CRIMES, GOVERNMENT  
OFFICIALS OR THEIR RELATIVES, ETC. COPY BEING POUCHED.

D. GUATEMALA HAS NO LEGISLATION PROHIBITING OR RESTRICTING  
POLITICAL CONTRIBUTIONS BY INDIVIDUALS OR CORPORATIONS.

E. NOR IS THERE ANY REQUIREMENT THAT CONTRIBUTORS DIS-  
CLOSE THEIR POLITICAL CONTRIBUTIONS. POLITICAL PARTIES  
ARE SUPPOSED TO KEEP ACCOUNTS BUT ARE UNDER NO OBLIGA-  
TION TO SUBMIT THEM TO GOVERNMENT.  
ANDREWS

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** BRIBERY, LAW, REPORTS, GOVERNMENT PERSONNEL  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 07 MAY 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** powellba  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976GUATEM03498  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D760177-0347  
**From:** GUATEMALA  
**Handling Restrictions:** n/a  
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**Legacy Key:** link1976/newtext/t19760581/aaaacrar.tel  
**Line Count:** 77  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION L  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 76 STATE 94647, 76 GUATEMALA 6092  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** powellba  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 19 JUL 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <19 JUL 2004 by ElyME>; APPROVED <26 OCT 2004 by powellba>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
04 MAY 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** FOREIGN LAWS ON QUESTIONABLE PAYMENTS  
**TAGS:** PGOV, PFOR, GT  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006